

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

**IN RE: NATIONAL COLLEGIATE
ATHLETIC ASSOCIATION STUDENT-
ATHLETE CONCUSSION LITIGATION**

MDL No. 2492

Master Docket No. 1:13-cv-09116

Judge John Z. Lee

Magistrate Judge M. David Weisman

JOINT STATUS REPORT ON NCAA MEMBER INSTITUTIONS THAT HAVE COMPLIED WITH SUBPOENAS

Settlement Class Representatives Derek Owens, et al., (“Settlement Class Representatives”) and Defendant National Collegiate Athletic Association (the “NCAA,” and together with Plaintiffs, the “Parties”), through their counsel, jointly submit the following status report on NCAA member institutions that have complied with subpoenas requesting last-known contact information for student-athletes.¹

1. On May 9, 2017, the Court ordered the filing of a motion for a rule to show cause for any NCAA member institutions that had not complied with subpoenas requesting last-known contact information for members of the Settlement Class. See Minute Entry (Dkt. #405). At a May 23, 2017 hearing, the Court ordered that the foregoing motion for a rule to show cause be filed by June 6, 2017.

2. On June 6, 2017, Settlement Class Representatives moved this Court for entry of an order directing seven (7) NCAA member institutions that had not yet complied with the

¹ Capitalized terms in this submission have the meaning ascribed to them in the Second Amended Class Action Settlement Agreement and Release, which is Exhibit 1 to the Joint Motion for Preliminary Approval of Second Amended Class Settlement and Certification of Settlement Class and Settlement Subclasses. See Second Am. Settlement Agt. (Dkt. #266-1).

foregoing subpoenas to show cause why they should not be held in contempt (the “Motion”).

See Motion for Order on Rule to Show Cause (Dkt. #414).

3. On June 19, 2017, the Parties informed the Court that five (5) of the NCAA member institutions identified in the Motion had complied with the subpoenas since the Motion was filed. See Joint Status Report (Dkt. #416).

4. At a June 20, 2017 hearing, the Court entered and continued the Motion to July 7, 2017 in order to provide the remaining two (2) NCAA member institutions that had not yet complied with the subpoenas with an opportunity to do so. See Minute Entry (Dkt. #418).

5. Since the June 20, 2017 hearing, we are pleased to report that the remaining two (2) NCAA member institutions have complied with the subpoenas. See Spellman Decl., Ex. A hereto, at ¶ 4.

6. Because all seven (7) of the NCAA member institutions identified in the Motion have complied with the subpoenas, we respectfully submit that the Motion is now moot.

Dated: July 6, 2017

Respectfully submitted,

By: /s/ Steve W. Berman (w/ consent)
Settlement Class Counsel

By: /s/ Johanna M. Spellman
Liaison Counsel for Defendant
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CERTIFICATE OF SERVICE

I, Johanna M. Spellman, certify that on July 6, 2017, a true and correct copy of the forgoing JOINT STATUS REPORT ON NCAA MEMBER INSTITUTIONS THAT HAVE COMPLIED WITH SUBPOENAS was filed through the CM/ECF system, which caused notice to be sent to all counsel of record.

/s/ Johanna M. Spellman

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